

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JEREMIAH JACKSON,

Plaintiff,

Civil Action No. 22-10161

Honorable Jonathan J.C. Grey

v.

JULIANA MARTINO, et al.,

Defendants.

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ORDER ADOPTING REPORT AND
RECOMMENDATION (ECF No. 82) and
DISMISSING WITHOUT PREJUDICE CLAIMS
AGAINST DEFENDANTS ITOTA, JEFFERSON, AND VELK

Pro se plaintiff Jeremiah Jackson filed this 42 U.S.C. § 1983 lawsuit against numerous defendants, including Kingsley Itota, Charles Jefferson, and Daniel Velk, alleging a violation of his Eighth Amendment rights. This matter comes before the Court on Magistrate Judge Patricia T. Morris's Report and Recommendation dated August 28, 2023. (ECF No. 82.) In the Report and Recommendation, the Magistrate Judge recommends that the Court dismiss without prejudice Jackson's claims against Itota, Jefferson, and Velk. No party has filed an objection to the Report and Recommendation.

The Court has had an opportunity to review this matter and finds that the Magistrate Judge reached the correct conclusions for the proper reasons. Finding no error in the Magistrate Judge's Report and Recommendation, the Court adopts the Report and Recommendation in its entirety. Furthermore, as neither party has raised an objection to the Report and Recommendation, the Court finds that the parties have waived any further objections to the Report and Recommendation. *Smith v. Detroit Fed'n of Teachers Local 231*, 829 F.2d 1370, 1373 (6th Cir. 1987) (a party's failure to file any objections waives his or her right to further appeal); *Thomas v. Arn*, 474 U.S. 140, 149 (1985).

For the reasons stated above, **IT IS ORDERED** that the Report and Recommendation dated August 28, 2023 (ECF No. 82) is **ADOPTED** as this Court's findings of fact and conclusions of law.

IT IS FURTHER ORDERED that Jackson's claims against Itota, Jefferson, and Velk are **DISMISSED WITHOUT PREJUDICE**.

IT IS ORDERED.

Dated: September 25, 2023

s/Jonathan J.C. Grey
JONATHAN J.C. GREY
UNITED STATES DISTRICT JUDGE

Certificate of Service

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or First-Class U.S. mail addresses disclosed on the Notice of Electronic Filing on September 25, 2023.

s/ S. Osorio
Sandra Osorio
Case Manager